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7 **UNITED STATES DISTRICT COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA**

9
10 TRANSAMERICA LIFE INSURANCE
11 COMPANY,

12 Plaintiff,

13 vs.

14 ESTATE OF RAUL T. LOPEZ, et al.,

15 Defendants.
16

17 **AND RELATED CROSS-CLAIM**
18

CASE NO. 8:11-CV-00944-CJC(RNBx)

**[PROPOSED] FINAL ORDER AND
JUDGMENT**

19 Having considered the Joint Stipulation filed by defendants Sylvia Prata, the
20 Estate of Raul T. Lopez, and Virginia Hanna, **IT IS HEREBY ORDERED,**
21 **ADJUDGED AND DECREED THAT:**

22 1. On June 23, 2011, Transamerica Life Insurance Company
23 (“Transamerica”) initiated this action to resolve three conflicting claims to a flexible
24 premium variable annuity contract (No. 210694EDV) (“Annuity”) with death benefits
25 totaling \$105,652.51 (“Interpleader Funds”). Virginia Hanna is the designated
26 primary beneficiary of the Annuity.

27 2. Concurrent with filing the Complaint, Transamerica deposited the
28 Interpleader Funds with the Court in an interest bearing account.

1 3. On September 13, 2011, the Court dismissed defendant Stephen Z. Cutler
2 from this action with prejudice.

3 4. On November 23, 2011, the Court discharged Transamerica from this
4 action and awarded it the sum of \$8,500 as reasonable attorney's fees and costs
5 incurred in this action. This amount was paid out of the Interpleader Funds.

6 5. The Court has subject matter jurisdiction over this Judgment.

7 6. The terms set forth in the Joint Stipulation constitute a full and fair
8 settlement of all claims and cross-claims raised in this matter.

9 7. Judgment is entered in favor of Virginia Hanna and her claim to the
10 Interpleaded Funds. Virginia Hanna is awarded the remaining balance of the funds
11 deposited with the Court, including all accrued interest. The Clerk shall issue
12 payment to "Virginia Hanna" in that amount and in the care of her attorneys, Locke
13 Lord LLP. The check shall be made payable to "Virginia Hanna" and mailed to:

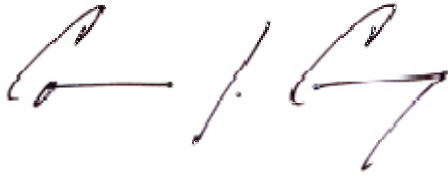
14 F. Phillip Hosp, Esq.
15 Locke Lord LLP
16 300 South Grand Avenue, Suite 2600
 Los Angeles, CA 90071

17 8. The remaining claims and cross-claims in this action are dismissed with
18 prejudice. Virginia Hanna is precluded from recouping the Interpleaded Funds paid to
19 Transamerica from any party in this action.

20 9. Virginia Hanna and Sylvia Prata shall bear their own attorney's fees and
21 costs related to the this action. Attorneys' fees and costs will not be paid by or affect
22 the Estate of Raul T. Lopez or the Raul Thome Lopez Trust.

23 10. The Clerk is directed to enter this Final Order and Judgment forthwith as
24 the final judgment of the Court.

25
26 Dated: 1/10/12

27 
28 By: _____
 Hon. Carmac J. Carney
 United States District Judge